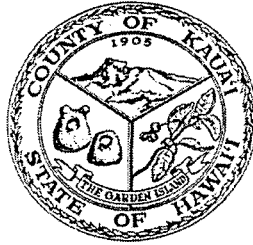


COUNTY COUNCIL

Mel Rapozo, Chair
Ross Kagawa, Vice Chair
Mason K. Chock
Gary L. Hooser
Arryl Kaneshiro
KipuKai Kualii
JoAnn A. Yukimura



OFFICE OF THE COUNTY CLERK

Ricky Watanabe, County Clerk
Jade K. Fountain-Tanigawa, Deputy County Clerk

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Council Services Division
4396 Rice Street, Suite 209
Lihu'e, Kaua'i, Hawai'i 96766

MEMORANDUM

February 12, 2015

TO: Bernard P. Carvalho, Jr., Mayor
FROM: Mel Rapozo, Council Chair
RE: **FEBRUARY 11, 2015 COUNCIL MEETING RECAP**

This is to inform you of the action taken by the Council at its February 11, 2015 Council Meeting:

CONSENT CALENDAR:

C 2015-56 Communication (01/20/2015) from the Acting Director of Finance, transmitting for Council information, the Period 1, 2, and 3 Financial Reports – Detailed Budget Reports, Statements of Revenues (Estimated and Actual), Statements of Expenditures and Encumbrances, and Revenue Reports as of September 30, 2014, pursuant to Section 21 of Ordinance No. B-2014-781, relating to the Operating Budget of the County of Kaua'i for the Fiscal Year 2014-2015. *(Copies of the Period 1, 2, and 3 Financial Reports as of September 30, 2014 on file in the County Clerk's Office.) (Received for the Record.)*

C 2015-57 Communication (01/22/2015) from the County Engineer, transmitting for Council information, the following monthly Building Permit Reports for the months of October, November, and December 2014:

1. Building Permit Processing Report – Information on quantity and value of incoming applications, value of permits issued, and status of Revolving Fund;
2. Building Permit Estimate Value Summary – Graph of Building Permit estimated values over a one (1) year period;
3. Building Permits Tracking Report – Summary of processing times overall and by Agency for all permits issued during the reporting period; and
4. Building Permits Status: All current open applications – Summary review times overall and by Agency for all outstanding permit applications.

*(Copies on file in the County Clerk's Office.)
(Received for the Record.)*

C 2015-58 Communication (01/23/2015) from the County Attorney, transmitting for Council information, the Quarterly Report on Settled Claims against the County of Kaua'i from October 1, 2014 through December 31, 2014. ***(Received for the Record.)***

C 2015-60 Communication (01/28/2015) from the Director of Planning, transmitting the Planning Commission's recommendation to amend zoning conditions in Ordinance No. PM-31-79, as amended, by PM-2009-391, and Ordinance No. PM-2001-354 to allow for direct vehicular access onto Po'ipū Road from the Kiahuna Master Planning Area (*John Horowitz, et al., Applicants*). (*Copies of the Applicant's petition; Minutes of the January 27, 2015 (Excerpt) public hearings; and the Planning Director's Report of November 28, 2014 on file in the County Clerk's Office.*) ***(Received for the Record.)***

C 2015-61 Communication (01/29/2015) from Council Chair Rapozo, transmitting for Council consideration, a proposed draft Bill to authorize the Office of the County Auditor to procure the services of a contract auditor and approving a contract for a contract auditor from appropriations of a later fiscal year for more than one fiscal year. The purpose of this proposed draft Bill is to authorize the Office of the County Auditor to procure the services of a certified public accountant or firm of certified public accountants to conduct the independent audits of all County funds and accounts as required pursuant to Sections 3.12 and 32.02(A)(1) of the Charter of the County of Kaua'i, as amended, and the Single Audit Act of 1984. ***(Received for the Record.)***

COMMUNICATIONS:

C 2015-55 Communication (01/16/2015) from the Director of Human Resources, transmitting for Council information, the October-December 2014 Quarterly Report, pursuant to Section 19 of Ordinance No. B-2014-781, relating to the Operating Budget of the County of Kaua'i for the Fiscal Year 2014-2015, which includes new hires, transfers, reallocations, promotions, and vacancies for the second quarter. ***(Referred to the March 4, 2015 Budget & Finance Committee Meeting.)***

C 2015-59 Communication (01/27/2015) from the Mayor, transmitting for Council consideration and confirmation, the following Mayoral appointees to the various Boards and Commissions for the County of Kaua'i:

1. Charter Review Commission
 - Cheryl A. Stiglmeier – Term ending 12/31/2015
 2. Liquor Control Commission
 - Shirley T. Akita – Term ending 12/31/2017
 3. Salary Commission
 - Robert B. Crowell – Term ending 12/31/2017
- (Received for the Record.)***

C 2015-62 Communication (01/12/2015) from the Executive on Aging, requesting Council approval to receive, expend State funds, and indemnify the State Executive Office on Aging for the award of additional supplemental Kupuna Care funds in the amount of \$238,720 to the County of Kaua'i, Agency on Elderly Affairs, which will be used to provide homemaker, personal care, adult day care, and chore services for program participants. *(Approved.)*

C 2015-63 Communication (01/12/2015) from the Executive on Aging, requesting Council approval to receive, expend, and indemnify the State Executive Office on Aging for the award of a total sum of \$159,200 to the County of Kaua'i, Agency on Elderly Affairs, for the operational costs associated with the Aging and Disability Resource Center (ADRC). The breakdown by funding source is as follows:

1. ACT 122 - \$88,863
 2. ACT 151 - \$70,337
- (Approved.)*

C 2015-64 Communication (01/14/2015) from the Executive on Aging, requesting Council approval to receive and expend a donation in the amount of \$100 from Kaua'i Community Federal Credit Union, for the purpose of printing the Kupuna Resource Directory. *(Approved with thank-you letter to follow.)*

C 2015-65 Communication (01/15/2015) from Council Chair Rapozo, requesting Council consideration, for the public release of the following County Attorney opinion relating to Bill No. 2565 regarding the purchase of Real Property Assessment Software:

- County Attorney Opinion dated January 12, 2015
(Tracking No. 14-2249)
- (Approved.)*

C 2015-66 Communication (01/15/2015) from the County Engineer, requesting Council approval, to purchase a new Leica Survey Robotic Total Station System, at a cost of \$40,000, to replace the current survey equipment in the Engineering Division that is outdated and unreliable to perform surveys for many of the Capital Improvement Projects. *(Approved.)*

C 2015-67 Communication (01/15/2015) from the Housing Director, requesting Council approval for the following:

1. Acquisition of a residential unit at 1617 Papau Street, Kapa'a, Kaua'i, Hawai'i, TMK: (4) 4-6-038-036, for a purchase price of not more than \$369,000 under the County's Community Development Block Grant (CDBG) Program based on the fee simple market appraisal;
 2. Resale of 1617 Papau Street, Kapa'a, Kaua'i, Hawai'i, by leasehold for not more than the leasehold market appraisal, which will be obtained through this transaction; and
 3. Authorize the County Clerk to sign legal documents related to these transactions.
- (Approved.)*

C 2015-68 Communication (01/23/2015) from the Housing Director, requesting Council approval to decline the repurchase of Unit No. 601 in Ho'okena at Puhī, 2080 Manawalea Street, Līhu'e, Hawai'i, and grant the owner a one-year waiver of the buyback provision to allow for a market sale by the owner. ***(Approved.)***

C 2015-69 Communication (01/22/2015) from the County Attorney, requesting authorization to expend funds up to \$25,000 for Special Counsel's continued services provided in County of Kaua'i vs. Michael Guard Sheehan, et al., Civil No. 11-1-0098 (Condemnation), Fifth Circuit Court, and related matters. ***(Approved.)***

C 2015-70 Communication (01/23/2015) from the Real Property Tax Manager, requesting Council approval to dispose of Finance –Real Property Collections Files to include paid real property tax bills, cash register receipts, daily, monthly, yearly balancing reports, and miscellaneous files from Fiscal Years 1996-1997 to Fiscal Years 2005-2006, pursuant to Section 46-43, Hawai'i Revised Statutes and Resolution No. 49-86 (1986) as amended, for the following reasons:

- Kept for over seven (7) years and are no longer of use or value. Accounts Receivable and Trial Balance reports are saved on Microfiche and Reels. ***(Approved.)***

CLAIM:

C 2015-71 Communication (01/26/2015) from the Deputy County Clerk, transmitting a claim filed against the County of Kaua'i by Vance Kamibayashi, for damages to his vehicle, pursuant to Section 23.06, Charter of the County of Kaua'i. ***(Referred to the County Attorney's Office for disposition and/or report back to the Council.)***

COMMITTEE REPORT: APPROVED.

RESOLUTIONS:

Resolution No. 2015-22 – RESOLUTION CONFIRMING MAYORAL APPOINTMENT TO THE CHARTER REVIEW COMMISSION (*Cheryl A. Stiglmeier*) ***(Deferred pending interview.)***

Resolution No. 2015-23 – RESOLUTION CONFIRMING MAYORAL APPOINTMENT TO THE LIQUOR CONTROL COMMISSION (*Shirley T. Akita*) ***(Approved.)***

Resolution No. 2015-24 – RESOLUTION CONFIRMING MAYORAL APPOINTMENT TO THE SALARY COMMISSION (*Robert B. Crowell*) ***(Approved.)***

BILLS FOR FIRST READING:

Proposed Draft Bill (No. 2577) – A BILL FOR AN ORDINANCE AMENDING ZONING CONDITION IN ORDINANCE NO. PM-31-79, AND ORDINANCE NO. PM-2009-391 RELATING TO ZONING DESIGNATION IN PO'IPU, KAUAI (*John Horwitz, Peter Baldwin, Matthew B. Guard, and George Robinson, Successor Co- Trustees of the Eric A. Knudsen Trust under Deed of Trust dated April 30, 1922, Applicants*) ***(Approved on 1st reading, Public Hearing scheduled for March 11, 2015, and referred to the Planning Committee.)***

Proposed Draft Bill (No. 2578) – A BILL FOR AN ORDINANCE AMENDING ZONING CONDITION IN ORDINANCE NO. PM-2001-354, RELATING TO ZONING DESIGNATION IN PO'IPU, KAUAI (*John Horwitz, Peter Baldwin, Matthew B. Guard, and George Robinson, Successor Co- Trustees of the Eric A. Knudsen Trust under Deed of Trust dated April 30, 1922, Applicants*) (***Approved on 1st reading, Public Hearing scheduled for March 11, 2015, and referred to the Planning Committee.***)

Proposed Draft Bill (No. 2579) – A BILL FOR AN ORDINANCE AUTHORIZING THE OFFICE OF THE COUNTY AUDITOR TO PROCURE THE SERVICES OF A CONTRACT AUDITOR AND APPROVING A CONTRACT FOR A CONTRACT AUDITOR FROM APPROPRIATIONS OF A LATER FISCAL YEAR FOR MORE THAN ONE FISCAL YEAR (***Approved on 1st reading, Public Hearing scheduled for March 11, 2015, and referred to the Committee of the Whole.***)

BILL FOR SECOND READING:

Bill No. 2568 – A BILL FOR AN ORDINANCE AMENDING CHAPTER 21, SECTION 21-9.1, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO INTEGRATED SOLID WASTE MANAGEMENT (*See also CR-PWPR 2015-02; the Public Works / Parks & Recreation Committee recommended Bill No. 2568 be received for the record.*) (***Received for the Record.***)

Thank you for following up as appropriate, including confidential routing to any appropriate parties, and please do not hesitate to contact me or Council Services Staff if you need further information. Please note that this memo presents a summary of the action taken, and reference should be made to the official minutes for a complete record.

cc: KCT Department Heads (*Via E-mail*)
KCT CCs (*Via E-mail*)
Council Services Staff (*Via E-mail*)